

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 11/15/2012

Action Requested By:
Finance

Agenda Item Type
Resolution

Subject Matter:

Procurement agreement

Exact Wording for the Agenda:

Resolution authorizing the Mayor to execute a membership agreement with the National Joint Powers Alliance, a procurement organization.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

The NJPA awards competitively bid contracts on behalf of member public entities. Membership will allow the City to access contracts for the purchase of goods and services, possibly at lower cost than may be available to the City otherwise.

Associated Cost: n.a.

Budgeted Item: Yes

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head: _____

Date: 10/29/12

ROUTING SLIP CONTRACTS AND AGREEMENTS

Originating Department: **Finance**

Council Meeting Date: **11/15/2012**

Department Contact: **Randy Taylor**

Phone # **5062**

Contract or Agreement: **National Joint Powers Alliance membership contract**

Document Name: **20121115 NJPA Res.doc**

City Obligation Amount: **n.a.**

Total Project Budget: **n.a.**

Uncommitted Account Balance: **n.a.**




Account Number: **n.a.**

Procurement Agreements

Not Applicable ✓	Not Applicable ✓
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Grant-Funded Agreements

Not Applicable ✓	Grant Name:
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Department	Signature	Date
1) Originating		10/29/12
2) Legal		11-8-12
3) Finance		10/29/12
4) Originating		
5) Copy Distribution		
a. Mayor's office (2 copies)		
b. Clerk-Treasurer (Original & 2 copies)		
c. Legal (1 copy)		

RESOLUTION NO. 12-_____

WHEREAS, participation in the National Joint Powers Alliance (NJPA) program will allow the City of Huntsville non-binding and non-exclusive access to national contracts for various goods and services at no cost to the City of Huntsville; and

WHEREAS, §41-16-51(a)(16) of the Code of Alabama 1975, as amended, provides authority and procedures for participation in an approved purchasing cooperative; and

WHEREAS, the competitive bidding process used by the National Joint Powers Alliance (NJPA) has been reviewed and approved by the State of Alabama Department of Examiners of Public Accounts;

NOW THEREFORE, LET IT BE RESOLVED, that the City Council of the City of Huntsville the Mayor be and is authorized to execute a membership agreement between the City of Huntsville and the National Joint Powers Alliance, substantially in the form as that attached hereto as Exhibit "A" and made a part hereof by reference, an executed copy of said document shall be permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

ADOPTED this the 15th day of November, 2012

President of the City Council of
The City of Huntsville, Alabama

APPROVED this the 15th day of November, 2012

Mayor of the City of
Huntsville, Alabama

**MEMBERSHIP AGREEMENT
PARTICIPATING MEMBER**



This Agreement, made and entered into this _____ day of _____, 20____,
by and between National Joint Powers Alliance®, hereinafter referred to as "NJPA" and
_____ hereinafter referred to as the "Applicant".

Witnesseth:

That for a good and valuable consideration of the premises, mutual terms, covenants, provisions, and conditions hereafter set forth, it is agreed by and between the parties as follows:

Whereas, the NJPA is created by Minnesota Statute §123A.21 (with membership further defined in M.S. §471.59) to serve cities, counties, towns, public or private schools, political subdivisions of Minnesota or another state, another state, any agency of the State of Minnesota or the United States including instrumentalities of a governmental unit and all non-profits; and

Whereas, NJPA's purpose as defined in M.S. §123A.21 is to assist in meeting specific needs of clients which could be better provided by NJPA than by the members themselves; and

Whereas, the NJPA Board of Directors has established the ability for an "Applicant" desiring to participate in NJPA contracts and procurement programs to become a Participating Member; and

Whereas, the NJPA Board of Directors has determined that Participating Members will have no financial or organizational liability to NJPA or to its organizational activities;

Now Therefore, it is hereby stipulated and agreed that the "Applicant" Agency desires to be a Participating Member of NJPA with contract purchasing benefits, in accordance with terms and conditions of the applicable contract(s), and that NJPA hereby grants said Membership to said "Applicant."

Term:

This continuing agreement shall remain in force or until either party elects to dissolve the Agreement by written notice.

THEREFORE, IN WITNESS THEREOF,

the parties hereto have executed this Agreement the day and year written above.

**National Joint Powers Alliance®
202 12th Street NE
Staples, MN 56479**

Member Name:

By _____
AUTHORIZED SIGNATURE

AUTHORIZED SIGNATURE

Its _____
TITLE

TITLE

DATE

DATE

**MEMBERSHIP AGREEMENT
PARTICIPATING MEMBER**

EXHIBIT A



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_____ hereinafter referred to as the "Applicant".

Witnesseth:

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Whereas, NJPA's purpose as defined in M.S. §123A.21 is to assist in meeting specific needs of clients which could be better provided by NJPA than by the members themselves; and

Whereas, the NJPA Board of Directors has established the ability for an "Applicant" desiring to participate in NJPA contracts and procurement programs to become a Participating Member; and

Whereas, the NJPA Board of Directors has determined that Participating Members will have no financial or organizational liability to NJPA or to its organizational activities;

Now Therefore, it is hereby stipulated and agreed that the "Applicant" Agency desires to be a Participating Member of NJPA with contract purchasing benefits, in accordance with terms and conditions of the applicable contract(s), and that NJPA hereby grants said Membership to said "Applicant."

Term:

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THEREFORE, IN WITNESS THEREOF,

the parties hereto have executed this Agreement the day and year written above.

Member Name:

**National Joint Powers Alliance®
202 12th Street NE
Staples, MN 56479**

By _____
AUTHORIZED SIGNATURE

AUTHORIZED SIGNATURE

Its _____
TITLE

TITLE

DATE

DATE